



SECTOR
\$113

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

Applicant: POLONENKO, Daniel Roman et al.
Ser. No. : 09/330,593
Filed : June 11, 1999
Title : PROCESS FOR *EX VITRO* SOWING AND GERMINATION OF
PLANT SOMATIC EMBRYOS
Examiner :
Art Unit : 1649

Attention : Box Missing Parts

The Hon. Commissioner of Patents
and Trademarks,
Washington DC 20231 U.S.A.

Kirby, Eades, Gale, Baker
P.O. Box 3432, Station D,
Ottawa, Canada
K1P 6N9

Dear Sir:

September 13, 1999.

This letter is filed in response to the *Notice to File Missing Parts of Application* (form PTO-1533 (REV.9/98)) mailed by the USPTO on July 16, 1999.

In that notice, it was requested that an executed Declaration be provided to the USPTO no later than September 16, 1999. Accordingly, attached hereto please find an appropriate form of Declaration that has been executed by all four inventors. Entry of this Declaration is respectfully requested.

The notice also required the payment of \$380 to complete the basic filing fee and the additional claims fee payment of \$333 or the submission of a small entity statement. Accordingly, enclosed please find an executed Statement Claiming Small Entity Status for a Small Business Concern (Form PTO/SB/10). It is therefore respectfully submitted that the initial fee of \$380 and the claims fee of \$333 paid on filing meet the requirements of small entity. A copy of proof of payment of the required fees for small entity paid on June 11, 1999 is attached for the Examiner's convenience.

.../2

Page 2.
September 13, 1999
Re: U.S. Ser. No.: 09/330,593

Our cheque of today's date includes the prescribed
government surcharge of \$65.00 for a small entity.

Respectfully Submitted,

A handwritten signature in dark ink, appearing to read "Norris M. Eades". The signature is fluid and cursive, with the first name "Norris" being the most prominent.

Norris M. Eades
Reg. No. 25,263
Tel (613) 237-6900
Our File No. 41615-A

COPY

Attorney : Edwin J. Gale

Docket : 41615-A

Paper : PATENT APPLICATION: TOTAL CLAIMS 57:
3 INDEPENDENT 54 DEPENDENT , UNSIGNED
DECLARATION

Applicants: POLONENKO, Daniel R. et al.

Title : A PROCESS FOR EX VITRO SOWING AND
GERMINATION OF PLANT SOMATIC EMBRYOS

Check : \$ 713.00

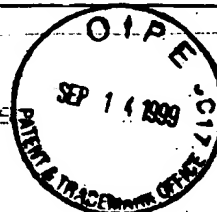




UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/330,593	06/11/99	POLOMENKO	D-41615-A

0262/0716



NOT ASSIGNED

1649

EDWIN J GALE
KIRBY EADES GALE BAKER
STATION D
P O BOX 3432
OTTAWA ON K1P 6N9
CANADA

AIR MAIL DATE MAILED: 07/16/99

NOTICE TO FILE MISSING PARTS OF APPLICATION

Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 843-

☒ 1. The statutory basic filing fee is:

- ☐ missing.
☒ insufficient.

Applicant must submit \$ 380- to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☒ 2. The following additional claims fees are due:

\$ 333 for 37 total claims over 20.

\$ _____ for _____ independent claims over 3.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unsigned.
☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

[Signature]

Customer Service Center
Initial Patent Examination Division (703) 308-1202

09/330593 00000092 09330593 65.00 OP
09/330593 00000092 09330593 65.00 OP
01/205